

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

ORACLE USA, INC., a Colorado corporation;  
ORACLE AMERICA, INC., a Delaware  
corporation; and ORACLE INTERNATIONAL  
CORPORATION, a California corporation,

Plaintiffs,

v.

RIMINI STREET, INC., a Nevada corporation;  
AND SETH RAVIN, an individual,

Defendants.

Case No. 2:10-cv-0106-LRH-PAL

ORDER APPROVING  
**STIPULATION AND  
ORDER RE DEPOSITION OF SETH  
RAVIN PLAYED IN OPEN COURT  
ON SEPTEMBER 18, 2015**

1 IT IS HEREBY STIPULATED AND AGREED by and between Plaintiffs Oracle USA,  
2 Inc., Oracle America, Inc., Oracle International Corporation and Defendants Rimini Street, Inc.  
3 and Seth Ravin, through their respective counsel of record, that:

4 WHEREAS, on September 18, 2015, during the examination of Seth Ravin, at trial  
5 transcript page 824, line 8, his deposition taken on November 18, 2011 was played in open court;  
6

7 WHEREAS, the trial transcript at page 824, lines 9 to 23, reflects deposition testimony  
8 that was not played, and

9 WHEREAS, the parties have stipulated and agreed that the correct deposition testimony  
10 played in court was the deposition of Seth Ravin, page 347, line 14 to 348, line 9, as reflected in  
11 the attached clip report.

12 SO STIPULATED AND AGREED.

13 Dated: October 5, 2015  
14

15 BOIES, SCHILLER & FLEXNER LLP

SHOOK, HARDY & BACON LLP

16 By: /s/ Kieran P. Ringgenberg  
17 Kieran P. Ringgenberg (*pro hac vice*)

By: /s/ Robert H. Reckers  
Robert H. Reckers (*pro hac vice*)

18 *Attorneys for Plaintiffs Oracle USA, Inc.,*  
19 *Oracle America, Inc. and Oracle International*  
20 *Corp.*

*Attorneys for Defendants Rimini Street Inc.*  
*and Seth Ravin*

ORDER

IT IS HEREBY ORDERED THAT, pursuant to the parties' stipulation, the record shall reflect that the deposition testimony played in court on September 18, 2015, trial transcript page 824, line 8, was the November 18, 2011 deposition of Seth Ravin, page 347, line 14 to 348, line 9.

IT IS SO ORDERED.

DATED: 10/6/15

By: \_\_\_\_\_



United States District Court Judge  
Hon. Larry R. Hicks

Case Clip(s) Detailed Report  
Friday, September 18, 2015, 12:44:47 PM


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**Oracle v Rimini St TRIAL**

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 **Ravin, Seth (Vol. 02) - 11/18/2011**

1 CLIP (RUNNING 00:00:56.586)

 SR34714-3489

SR34714

1 SEGMENT (RUNNING 00:00:56.586)



**1. PAGE 347:14 TO 348:09 (RUNNING 00:00:56.586)**

14 Q. Do you recall reading that the Oracle  
15 "Terms of Use," preclude the use of automated  
16 downloading tools?

17 A. No, I didn't read that part. I didn't --  
18 my understanding, I saw that there was a discussion  
19 and a change to the web terms relative to that.

20 Q. What do you recall about that change?

21 A. That change said that either you were  
22 prohibited from causing Oracle's websites damage,  
23 and there were examples there of certain tools and  
24 automation that they felt could cause damage, but  
25 obviously Rimini Street worked very hard to make  
00348:01 sure that its actions in standing in the shoes of  
02 customers and doing downloads, did not cause any  
03 damage to Oracle's website.

04 Q. Do you recall reading that the "Terms of  
05 Use" precluded the use of automated downloading  
06 tools, bots, spiders, crawlers, things of that  
07 nature?

08 A. No, that wasn't my interpretation. I  
09 didn't see that that was actually precluded.

**TOTAL: 1 CLIP FROM 1 DEPOSITION (RUNNING 00:00:56.586)**